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Express Mail No. EV 130049036 US

9D-RG-19587
PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Graves et al.

Serial No.: 09/758,611

Filed: January 11, 2001

For: SPEEDCOOKING OVEN INCLUDING A
CONVECTION/BAKE MODE

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: Art Unit:
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: Examiner:
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**PETITION TO REVIVE PATENT APPLICATION FOR UNINTENTIONAL FAILURE TO
RESPOND TO NOTICE OF MISSING PARTS (37 C.F.R. § 1.137(b))**

Box DAC
Hon. Commissioner for Patents
Washington, D.C. 20231

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JUL 16 2002

OFFICE OF PETITIONS

Pursuant to 37 C.F.R. § 1.137(b), this is a petition for revival of an unintentionally abandoned application. Particularly, a Notice To File Missing Parts Of Nonprovisional Application was mailed by the U.S. Patent and Trademark Office (USPTO) on February 26, 2001, in the above-referenced patent application. The response to missing parts was due on April 26, 2001. A Notice of Abandonment has not been received.

The following authorizations and statements are provided in accordance with 37 C.F.R.

1.137(b):

- (1) Authorization to charge the late filing fee to a deposit account is set forth below in Paragraph (4).
- (2) Authorization to charge the petition fee (37 C.F.R. 1.17(m)) is set forth below in Paragraph (4).
- (3) The entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional.

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(4) Fees:

- a. Late Filing Fee Surcharge (37 C.F.R. 1.16(e)) \$ 130.00
- b. Petition Fee (37 C.F.R. 1.17(m)) \$ 1,280.00
- c. TOTAL FEES DUE: \$ 1,410.00


The Commissioner is hereby authorized to charge payment of the total fees due in the amount of \$1,410.00, any deficiencies in the enclosed fees, or credit any overpayment, to Deposit Account No. 01-2384. *A duplicate copy of this petition is enclosed.*

(5) Enclosed is a required response to the notice of missing parts including:

- a. Copy of the Notice To File Missing Parts Of Nonprovisional Application
- b. Copy of the signed Declaration And Power Of Attorney of Todd Vincent Graves, Kevin Farrelly Nolan and Brian Robert Goodrich.
- c. Copy of the Associate Power Of Attorney And Change Of Correspondence Address as filed December 18, 2001, including:
 - Change of Correspondence Address Form PTO/SB/122
 - Return Post Card
 - Stamp-Received Return Post Card
- d. Twenty-Three (23) Sheets of Formal Drawings

As set forth above, the entire delay in the filing of the required reply from the due date for the reply until the filing of this petition was unintentional. Therefore, Applicants respectfully request that the subject application be revived.

Respectfully Submitted,



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UNITED STATES PATENT AND TRADEMARK OFFICE

A copy of this notice MUST be returned with the reply.

SM
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Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



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**CERTIFICATE OF MAILING BY EXPRESS MAIL TO
THE COMMISSIONER OF PATENTS AND TRADEMARKS**

Express Mail mailing label number: EV 130049036 US

Date of Mailing: July 8, 2002

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OFFICE OF PETITIONS

I certify that documents listed below:

- ◆ Petition To Revive Patent Application For Unintentional Failure To Respond To Notice Of Missing Parts (37 C.F.R. § 1.137 (b)) (2 pages, *in duplicate*)
- ◆ Copy of the Notice To File Missing Parts Of Nonprovisional Application (1 page)
- ◆ Copy of the signed Declaration And Power Of Attorney of Todd Vincent Graves, Kevin Farrelly Nolan and Brian Robert Goodrich(1 page)
- ◆ Copy of the Associate Power Of Attorney And Change Of Correspondence Address (1 page) as filed December 18, 2001, including, Change of Correspondence Address Form PTO/SB/122 (1 page), Return Post Card (1 page) and Stamp-Received Return Post Card (1 page)
- ◆ Twenty-Three Sheets of Formal Drawings
- ◆ Certificate Of Mailing By Express Mail (1 page)
- ◆ Return Post Card

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above in an envelope addressed to Box DAC, Commissioner for Patents, Washington, D.C. 20231.

Respectfully Submitted,

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